THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU

WRIT PETITION NO : 1719 of 1996

Date: 28-07-2005

Between:

M. VENKATA PRAHLADA RAJU S/O.NASRASIHMA RAJU
R/O. KORUKOLLU

..... PETITIONER

AND

1 THE DISTRICT COLLECTOR
ELURU WEST GODAVASRI DIST
2 THE EXECUTIVE ENGINNER DRINAGE DIVISION
BHIMAVARAM WEST GODAVARI DIST
3 THE MANDAL REVENUE OFFICER
PALAKODERU PALAKODERU MANDAL
W.D DIST

.....RESPONDENTS

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ORAL ORDER:

This petition is filed seeking a direction to the respondents not to grant pattas to the encroachers in respect of the land in S.Nos.289 and 320 of Korukollu village. Since in the counter affidavit filed on behalf of the respondents it is clearly stated that as per the standing instructions in Government Memo No.160/Irrgn./11-2/88-1 dated 08-03-1988 no pattas can be granted either for construction of houses or for cultivation on berms and bunds of drains and that Government in fact has no intention to grant pattas, recording the statement in the counter affidavit that no pattas are going to be granted, this petition is disposed of. With regard to the prayer relating to removal of encroachments, since the petitioner did not make the encroachers parties to the

petition and since an affective alternative remedy of suit against the encroachers is available to the petitioner, his prayer for removal of encroachments is dismissed. No costs.

(C.Y.Somayajulu, J.)

Date: 28-07-2005

Cvrk